

EXHIBIT 4

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

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**IN RE: AUTOMOTIVE WIRE HARNESS
SYSTEMS ANTITRUST**

MDL NO. 12-2311

**STATUS CONFERENCE &
MOTIONS FOR PRELIMINARY APPROVAL**

BEFORE THE HONORABLE MARIANNE O. BATTANI
United States District Judge
Theodore Levin United States Courthouse
231 West Lafayette Boulevard
Detroit, Michigan
Wednesday, October 8, 2014

APPEARANCES:

Direct Purchaser Plaintiffs:

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1 deal with restitution in these cases. We look at it as a way
2 to compensate the victims of these conspiracies and the only
3 realistic way to do so.

4 So with that, Your Honor, I will close, but if you
5 have any additional questions I'm happy to answer them.

6 THE COURT: Okay. All right. Let's hear from
7 defendants. Plaintiffs have brought forth some very novel
8 ideas as how to handle this. What do you say? May I have
9 your appearances first?

10 MR. CHERRY: Yes. I'm Steve Cherry of the law firm
11 Wilmer Hale. I represent Denso but I'm speaking on behalf of
12 the wire harness defendants.

13 And just going through what Mr. Damrell and
14 Mr. Burns have said sort of point by point. First is this
15 issue of restitution that was addressed at the plea hearing.
16 As I'm sure Your Honor knows, under the federal law there is
17 a provision for restitution to direct victims in connection
18 with a felony plea, it does not cover indirects. The direct
19 victims here are not represented by any of the people sitting
20 in this room, they are dealing with this issue on their own
21 and are not a part of any punitive class.

22 The second point, Mr. Damrell and Mr. Burns have
23 repeatedly said that they need discovery before they can even
24 address a schedule for class cert. They do downplay
25 significantly the discovery that they have had. They have